

§ 172.15 LIMITS ON THE NUMBER OF DOGS AND CATS PER RESIDENCE.

(A) *Dogs, cats - maximum number allowed.* A maximum of four dogs and four cats of an age greater than six months may be owned, kept, or harbored in an individual residence. For the purposes of this section, an individual residence includes both single family dwellings and each individual dwelling unit within multi-unit housing structures. Owners and/or landlords of multi-unit housing structures, condominium associations, or other such authorities, however, may further limit the number of animals in said structures and/or units.

(B) *Multiple ~~pet~~ Pet permits/Permits.* On parcels larger than one and one-half acres, the Health Officer may approve a Multiple Pet Permit, allowing the holder of the permit to own, keep, or harbor five or more dogs and five or more cats of an age greater than six months in any individual residence on the property, providing the owning, keeping or harboring of these animals does not meet the requirements for a license in accordance with the Illinois Animal Welfare Act.

(1) *Applications.* Applications by individuals for Multiple Pet Permits shall be made to the Health Officer on forms provided by the Lake County Health Department, and shall be accompanied by the required fee as set by the current fee schedule adopted by the County Board as codified in § [178.01](#).

(2) *Application Conditions.* The application for a Multiple Pet Permit shall contain information that indicates the following:

(a) A minimum distance of 150 feet is maintained from pet related dwellings, structures or enclosures (homes, sheds, dog houses, dog runs, barns, lean-tos) to dwellings other than those of the applicant.

(b) The number of dogs and/or cats proposed to be covered under the Multiple Pet Permit, along with the name and a description of each pet.

~~(2)~~(c) Proof of current rabies inoculation and registration for each pet.

(3) *Inspections.* The Health Officer shall annually inspect the premises where the multiple pets are kept or harbored to determine the number of permitted pets, and for sanitary conditions, proper ventilation, adequate nutrition, humane care, and treatment, including required rabies vaccinations and registrations for all dogs and/or cats.

(4) *Term of permit.* Each Multiple Pet Permit shall be valid for the term of one calendar year, and shall expire on December 31 of each year. When a permit is issued during a calendar year, the permit shall be valid for the duration of that calendar year.

(5) *Conditions to revoke, refuse to issue or renew a permit.* The Health Officer may revoke, refuse to issue or renew a Multiple Pet Permit when the applicant or permit holder:

(a) Makes a material misstatement in the application for original permit or in the application for any renewal permit;

(b) Does not abide by the conditions of the permit, including exceeding the number of

permitted pets, violates other provisions of this chapter or any other applicable Lake County ordinance or regulation, or has a prior history of violation of this chapter;

- (c) Willfully aids or abets another in the violation of this chapter;
- (d) Allows his or her permit to be used by another person;
- (e) Refuses to allow the Health Officer to conduct the required annual inspection.

(6) *Exemptions.* Licensed kennel operators, pounds/catteries, animal shelters, pet shop operators and dog/cat dealers, as defined in the Illinois Animal Welfare Act are exempt from this section.

(7) *Revocation of a Multiple Pet Permit.* When the holder of a Multiple Pet Permit violates conditions specified in subsection (B) of this section, the Health Officer may revoke the approval of that site Multiple Pet Permit.

(a) *Revocation notice.* Revocation of approval shall be in writing and mailed to the permit holder by regular, certified or registered mail. The notice shall contain information as follows:

- i. A statement that the permit is revoked and that the pet owner is no longer exempted from the requirements of § 172.15 (A).
- ii. An explanation of the reason for the revocation of approval.
- iii. An outline of action required to reinstate the approval, if determined.
- iv. An explanation of rights and procedures for a hearing to be conducted in accordance with Chapter 176.

(b) *Hearing request.* A person whose approval for a Multiple Pet Permit is revoked may request a hearing, provided that the request is received in writing within ten days from receipt of the notice of revocation.

- i. *Scheduled hearing.* If requested, the Health Officer shall conduct a hearing in accordance with §§ 176.15 through 176.17.

(c) *Failure to request hearing.* Unless the Health Officer receives a request for a hearing, the revocation of approval shall be considered final.

(Ord. [Bd of Health Ord., Art. X], passed 11-9-1976; Ord. [Bd of Health Ord., Art. X], passed 4-10-1979; Ord. [Bd of Health Ord., Art. X], passed 10-9-1984; Ord. [Bd of Health Ord., Art. X], passed 12-20-1984; Ord. [Bd of Health Ord., Art. X], passed 6-11-1990; Ord. [Bd of Health Ord., Art. X], passed 1-10-1995; Ord. [Bd of Health Ord., Art. X], passed 11-12-1996; Ord. [Bd of Health Ord., Art. X], passed 3-15-2011; Ord. [Bd of Health Ord., Art. X], passed 1-15-2013)

§ 172.16 VIOLATIONS.

(A) *Notices of apparent violation.* Whenever the Health Officer determines that there are reasonable grounds to believe that there has been a violation of any provision of this chapter, the Lake County Health Department shall give notice of such alleged violation to the owner and/or the person who is alleged to have committed this violation. Such notice shall:

- (1) Be in writing;
- (2) Include a statement of the reasons for the issuance of the notice;
- (3) Allow reasonable time as determined by the Health Officer for the performance of any act it requires;
- (4) Be served upon the alleged violator; provided that such notice or order shall be deemed to have been properly served upon such alleged violator when a copy thereof has been sent by United States mail to his or her last known address as furnished to the Lake County Health Department; or, when he or she has been served with such notice by any other method authorized by the laws of the State or Illinois; and
- (5) Contain an outline of remedial action, which is required to affect compliance with this chapter.

(B) *Notice of ordinance violation tickets.* As an alternative remedy to any other remedy that may be available to the Health Department in this chapter, the Health Officer may issue a Notice of Ordinance Violation ticket in those instances, as described in this section, where an owner violates this chapter. The ticket shall identify the violation for which it is being issued, the corresponding fine/fee amount as established by the Lake County Board of Health or the Lake County Administrative Adjudication Ordinance (§§ [94.50](#) through [94.66](#)) and shall provide the alleged violator the option to appear ~~in~~ in court on a specified date for trial, to appear before the county's administrative hearing officer, or pay the established fine/fee. An additional late fee, as established by the current fee schedule adopted by the County Board as codified in § [178.01](#) or the Lake County Administrative Adjudication Ordinance (§§ [94.50](#) through [94.66](#)) shall be assessed for Notice of Ordinance Violation tickets not paid within the time frame established in the applicable ordinance. Violations that are subject to the issuance of a Notice of Ordinance Violation ticket are:

- (1) Failure to confine a biting animal within 24 hours after receiving notification that confinement and observation is required;
- (2) Cruelty to animals;
- (3) Failure to have an animal inoculated against rabies in accordance with the requirements of this chapter;
- (4) Animal(s) running at large;
- (5) Barking or howling dog(s);
- (6) Animal(s) in heat not under control;

- (7) Failure to register an animal in accordance with the requirements of this chapter;
- (8) Failure to have an animal wear evidence of rabies inoculation in accordance with the requirements of this chapter;
- (9) Failure to spay or neuter an animal or to provide written verification of a spaying or neutering procedure as specified in § [172.07\(A\)](#); ~~and~~
- (10) Violation of the maximum number of cats and/or dogs allowed in a residence.;
- (11) Failure to comply with any of the requirements of a dangerous dog, animal-aggressive dog, or vicious dog determination and/or disposition; and
- (12) Violation of, or failure to comply with any other provision of this Chapter.

(Ord. [Bd of Health Ord., Art. X], passed 11-9-1976; Ord. [Bd of Health Ord., Art. X], passed 4-10-1979; Ord. [Bd of Health Ord., Art. X], passed 10-9-1984; Ord. [Bd of Health Ord., Art. X], passed 12-20-1984; Ord. [Bd of Health Ord., Art. X], passed 6-11-1990; Ord. [Bd of Health Ord., Art. X], passed 1-10-1995; Ord. [Bd of Health Ord., Art. X], passed 11-12-1996; Ord. [Bd of Health Ord., Art. X], passed 3-15-2011; Ord. [Bd of Health Ord., Art. X], passed 1-15-2013)